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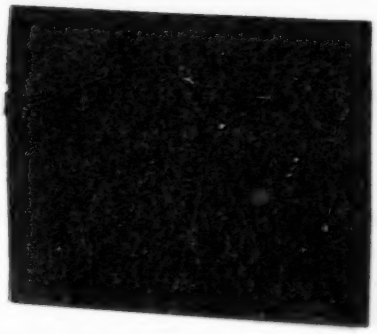
COMMISSION ON NARCOTIC DRUGS ACTING AS PREPARATORY BODY FOR THE SPECIAL SESSION OF THE GENERAL ASSEMBLY DEVOTED TO THE FIGHT AGAINST THE ILLICIT PRODUCTION, SALE, DEMAND, TRAFFIC AND DISTRIBUTION OF NARCOTIC DRUGS AND PSYCHOTROPIC SUBSTANCES AND RELATED ACTIVITIES
Second informal open-ended inter-sessional meeting
Vienna, 7-9 October 1997
Agenda item 5



REPORT ON THE OUTCOME OF PROCEEDINGS

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I. ORGANIZATION OF THE MEETING

A. Opening and duration of the meeting

1. The Commission on Narcotic Drugs acting as preparatory body for the special session of the General Assembly devoted to the fight against the illicit production, sale, demand, traffic and distribution of narcotic drugs and psychotropic substances and related activities held its second informal open-ended inter-sessional meeting at Vienna from 7 to 9 October 1997. Four plenary meetings were held (see paragraph 27 below).

2. The meeting was opened by the Chairman of the Commission acting as preparatory body. The Executive Director of the United Nations International Drug Control Programme made an introductory statement.

3. The officers of the first session of the Commission acting as preparatory body, held at Vienna from 26 to 27 March 1997, continued to exercise their functions during the second inter-sessional meeting.

B. Attendance

4. The following States Members of the United Nations were represented: Angola, Argentina, Armenia, Australia, Austria, Azerbaijan, Belgium, Bolivia, Bosnia and Herzegovina, Brazil, Bulgaria, Canada, Chile, China, Colombia, Costa Rica, Croatia, Cuba, Czech Republic, Democratic People's Republic of Korea, Denmark, Ecuador, Egypt, Finland, France, Gabon, Germany, Greece, Guatemala, Hungary, India, Indonesia, Iran (Islamic Republic of), Iraq, Ireland, Israel, Italy, Japan, Kuwait, Lebanon, Luxembourg, Malaysia, Mexico, Morocco, Netherlands, Nicaragua, Nigeria, Norway, Pakistan, Panama, Paraguay, Peru, Philippines, Poland, Portugal, Republic of Korea, Romania, Russian Federation, Saudi Arabia, Slovakia, Slovenia, South Africa, Spain, Sri Lanka, Sudan, Sweden, Thailand, the former Yugoslav Republic of Macedonia, Tunisia, Turkey, Ukraine, United Kingdom of Great Britain and Northern Ireland, United States of America, Uruguay and Venezuela.

5. The following non-member States sent observers: Holy See and Switzerland.

6. The Crime Prevention and Criminal Justice Division of the Secretariat and the United Nations International Drug Control Programme were represented.

7. The International Narcotics Control Board and the United Nations Interregional Crime and Justice Research Institute were represented.

8. The following specialized agencies were represented: United Nations Educational, Scientific and Cultural Organization and World Health Organization.

9. The following intergovernmental organizations sent observers: Customs Cooperation Council (also called World Customs Organization), European Community, Financial Action Task Force on Money Laundering, Naif Arab Academy for Security Sciences, Organization of American States and Organization of the Islamic Conference.

10. The following non-governmental organizations in consultative status with the Economic and Social Council were represented:

(a) *General consultative status*: International Confederation of Free Trade Unions, International Council of Women, International Federation of Business and Professional Women, Soroptimist International, Transnational Radical Party and Zonta International;

(b) *Special consultative status*: Asia Crime Prevention Foundation, Association for the Study of the World Refugee Problem, Caritas Internationalis (International Confederation of Catholic Charities), Communities Forestry and Social Development Organization, International Association of Lions Clubs, International Council on Alcohol and Addictions, International Federation of University Women, International Real Estate Federation, Pax Romana (International Catholic Movement for International and Cultural Affairs) (International Movement of Catholic Students), Society for Threatened Peoples, World Association of Girl Guides and Girl Scouts and World Federation for Mental Health.

C. Agenda

11. At its 1st meeting, on 7 October 1997, the second inter-sessional meeting adopted the provisional agenda (E/CN.7/1997/PC/6). The agenda was as follows:

1. Opening of the meeting and adoption of the agenda.

2. Promotion of judicial cooperation.

3. Countering money-laundering.

4. Other matters.

5. Report on the outcome of proceedings.

D. Outcome of proceedings

12. At its 4th meeting, on 9 October 1997, the second inter-sessional meeting noted that the working documents that had been the basis for its discussion of agenda items 2 and 3 would be revised by the Secretariat to reflect the comments and reformulations made (see paragraphs 24 and 30 below).

II. PROMOTION OF JUDICIAL COOPERATION

13. The second inter-sessional meeting considered agenda item 2, entitled "Promotion of judicial cooperation", at its 1st, 2nd and 3rd meetings, on 7 and 8 October 1997. For its consideration of the item, it had before it the following:

(a) Conference room paper on the promotion of judicial cooperation (E/CN.7/1997/PC/CRP.5);

(b) Paper prepared by the International Narcotics Control Board on measures to promote judicial cooperation (INCB/JUD).

14. The Secretariat made an introductory statement on the conference room paper on the promotion of judicial cooperation. The president of the International Narcotics Control Board introduced the paper on measures to promote judicial cooperation.

15. The second inter-sessional meeting decided to proceed on the basis of the sequence of the section in the conference room paper: extradition; mutual legal assistance; transfer of proceedings; other forms of cooperation

and training; controlled delivery; and illicit traffic by sea. General statements were made by the representatives of Luxembourg (on behalf of the European Community) and the Russian Federation.

16. On the issue of extradition, statements were made by the representatives of Angola, Australia, Belgium, Brazil, Colombia, Cuba, Czech Republic, Ecuador, Egypt, France, Germany, India, Iran (Islamic Republic of), Japan, Mexico, Norway, Pakistan, Peru, Poland, Portugal, Russian Federation, Slovakia, South Africa, Spain, Sudan, Sweden, Turkey, United Kingdom, United States, Ukraine and Venezuela. The observer for the Transnational Radical Party made a statement.

17. On the issue of mutual legal assistance, statements were made by the representatives of Bolivia, Brazil, Colombia, Ecuador, France, Iran (Islamic Republic of), Japan, Mexico, Pakistan, Peru, Portugal, South Africa, Spain, Sudan, Turkey, United Kingdom and United States.

18. On the issue of transfer of proceedings, statements were made by the representatives of Argentina, India, Japan, Mexico, Pakistan, Peru, United Kingdom and United States.

19. On the issue of other forms of cooperation and training, statements were made by the representatives of Argentina, Belgium, Cuba, Finland, France, Israel, Japan, Mexico, Morocco, Netherlands, Norway, Pakistan, Poland, Portugal, Slovenia, Turkey, United Kingdom, United States and Venezuela. Statements were also made by the observers for the World Health Organization and the World Customs Organization.

20. On the issue of controlled delivery, statements were made by the representatives of Argentina, Australia, Belgium, Colombia, Cuba, Czech Republic, Germany, Japan, Mexico, Norway, Pakistan, Peru, Portugal, Slovenia, Turkey, Ukraine, United Kingdom, Uruguay and Venezuela.

21. On the issue of the illicit traffic by sea, statements were made by the representatives of Ecuador, Japan, Mexico, Morocco, Pakistan, Turkey, United States, Uruguay and Venezuela.

22. Regarding the conclusions contained in paragraphs 36-37 of the conference room paper on the promotion of judicial cooperation, statements were made by the representatives of Argentina, Belgium, Bolivia, India, Peru, Portugal and Sweden.

23. At the request of the Chairman, the Secretariat prepared a revised version of the options for recommendations contained in paragraph 15 of the conference room paper for consideration at the 3rd meeting.

24. At its 3rd meeting, on 8 October 1997, the second inter-sessional meeting concluded its consideration of agenda item 2. It was agreed that the Secretariat would prepare a revised version of all the recommendations concerning the various sections in the conference room paper and a non-paper containing the revised recommendations on extradition, as further discussed at the 3rd meeting, on which there was a broad measure of agreement. Following the same system as was applied at the first inter-sessional meeting, the revised text would then be sent to Governments for any additional comments that they might have, on the basis of which a second revised text would be prepared for submission to the Commission acting as preparatory body, for its consideration and subsequent transmittal to the General Assembly at its special session on international drug control.

III. COUNTERING MONEY-LAUNDERING

25. The second inter-sessional meeting considered item 3, entitled "Countering money-laundering", at its 3rd and 4th meetings, on 8 and 9 October 1997. For its consideration of the item, it had before it the following:

(a) Conference room paper on draft declaration on money-laundering (E/CN.7/1997/PC/CRP.1);

(b) Conference room paper on countering money-laundering (E/CN.7/1997/PC/CRP.6);

(c) Paper prepared by the International Narcotics Control Board on measures to counter money-laundering (INCB/MON).

26. The representative of Mexico informed the second inter-sessional meeting that a revised version of the draft declaration on money-laundering was being circulated in English and Spanish. The representative of Brazil introduced the revised text on behalf of the Latin American and Caribbean Group. The Secretariat made an introductory statement on the conference room paper on countering money-laundering. The President of the International Narcotics Control Board introduced a paper on measures to counter money-laundering.

27. The Chairman requested the representatives to limit their interventions to statements of a general nature and invited interested representatives to meet informally to try to reach agreement on a harmonized draft text. It was later decided that a working group, chaired by the Vice-Chairman and Rapporteur, would meet with interpretation in place of the plenary meeting, on the afternoon of 8 October 1997, and would present its report at the rescheduled 4th meeting, on 9 October. The working group continued its work during the morning and part of the afternoon of 9 October before presenting its report at the 4th meeting.

28. At the 3rd meeting, general statements were made by the representatives of Colombia, Ecuador, Japan, Lebanon, Luxembourg (on behalf of the European Community), Mexico, Morocco, Peru, Russian Federation, Slovenia, Thailand, Turkey, United States and Uruguay. The observer for the World Customs Organization also made a statement.

29. At the 4th meeting, on 9 October 1997, the Vice-Chairman and Rapporteur reported on progress made at the working group and introduced the new revised text of the draft declaration on money-laundering. Statements were made by the representatives of Colombia, Mexico and Pakistan. The text was then approved as orally amended. The observer for the Transnational Radical Party made a statement.

30. The Secretariat was requested to circulate the revised text to Governments using the same system as that chosen at the first inter-sessional meeting.